

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – APESS – Disciplinary action initiated against Smt. Rehana Khatoon, School Asst. (Retd.), Adilabad - Accused Officer retired from service during the disciplinary proceedings - Punishment imposed by the D.E.O., Adilabad – Representation submitted by the Accused Official – Punishment orders set-aside – Disciplinary proceedings continued under A.P.R.P. Rules, 1980 – Show cause notice issued - Explanation submitted – Punishment of 5% cut in her pension for a period of 5 years imposed – Appeal preferred – Penalty modified to 2% cut in pension for 2 years - Orders – Issued.

EDUCATION [SE.Vig.I (2)] DEPARTMENT

G.O.Rt.No. 339

Dated: 21.6.2010

Read the following:

- 1) Representation of Smt. Rehana Khatoon, School Asst (Retd.), GHS., Nirmal, Adilabad district, dated 23.5.2007.
- 2) Govt. Memo.No.7820/Vig.I(2)/2007-8, dated 18.11.2008.
- 3) Explanation of Smt. Rehana Khatoon, School Asst. (Retd.), GGHS., Nirmal, dated 05.02.2009.
- 4) Govt. letter No.7820/Vig.I(2)/2007-9, dated 23.3.2009.
- 5) From the Secretary, A.P.P.S.C., Hyderabad, Letter No.469/RT-I/1/2009, Dated 08.7.2009.
- 6) G.O.Rt.No.467, Education [SE-Vig.I(2)] Department, dated 03.8.2009.
- 7) Appeal petition of Smt. Rehana Khatoon, School Asst (Retd.), GHS., Nirmal, Adilabad district, dated 29.01.2010.

ORDER:

Whereas, on the disciplinary action initiated by the District Educational Officer, Adilabad, vide Memo. No.B1/2241/01, dated 24.4.2001 against Smt. Rehana Khatoon, the then School Assistant, Government Girls High School, Nirmal, Adilabad district, the charges framed against the incumbent were held proved in the regular enquiry. The District Educational Officer, Adilabad, vide his Proc. Rc.No.B1/2214/01, dated 18.7.2003 has imposed a penalty against Smt. Rehana Khatoon, School Assistant (Retd), without notice of the Government;

2. And, whereas, Government have examined the representation of Smt. Rehana Khatoon, School Assistant (Retd.), Govt. High School, Nirmal, Adilabad district, in the reference 1st read above and observed that as per the provisions contained in Rule 9 of the A.P. Revised Pension Rules, 1980, Government is the competent authority to take further action against the retired Government employees;

3. And, therefore, while set a-siding the punishment imposed by the District Educational Officer, Adilabad, vide his Proc. Rc.No.B1/2214/01, dated 18.7.2003 and orders passed by the Regional Joint Director of School Education, Warangal, thereon, vide his Proc. Rc.No.B1/373/A1/07, dated 03.5.2007, in the Memo., 2nd read above, Government further observed that the charges framed against Smt. Rehana Khatoon, School Assistant (Retd.), Government Girls High School, Nirmal, Adilabad district are proved in the regular enquiry, and to continue the disciplinary proceedings against her, under Rule 9 (2) (a) of the A.P. Revised Pension Rules, 1980. Accordingly, in the reference 6th read above, duly following the procedure, in exercise of the powers confirmed by Rule 9 of A.P. Revised Pension Rules, 1980, Government have imposed a punishment of a 5% cut in her pension for a period of (5) years against Smt. Rehana Khatoon, School Assistant (Retd.), Government Girls High School, Nirmal, Adilabad District, on the charges held proved, in the matter.

P.T.O.

4. In her appeal petition in the reference 7th read above, Smt. Rehana Khatoon, School Assistant (Retd.), Government Girls High School, Nirmal, Adilabad District has represented that she was retired from Govt. service on 31.01.2003 and the incident of absconding from duty occurred was from 28.6.1982 to 01.10.1985 and therefore, the limitation of 4 years prescribed in Rule 9 to reopen the case was hopelessly barred, when two proceedings issued both by the D.E.O., Adilabad and R.J.D.S.E., Warangal was set aside by the Govt. on 18.11.2008, and therefore finally requested the Government to re-examine her case with reference to the A.P. Revised Pension Rules, 1980 and cancel the orders issued in G.O.Rt.No.467, Education (SE.Vig.I.2) Department, dated 03.8.2009, lest she will be put to much hardship in the matter of getting full pension.

5. Government re-examined the entire issue, allowed the appeal petition of the incumbent partially, and have decided to modify the penalty of 5% cut in her pension for 5 years imposed against Smt. Rehana Khatoon, School Assistant (Retd.), Government Girls High School, Nirmal, Adilabad District to that of 2% cut in her pension for 2 years, in the matter.

6. Accordingly, Government hereby modify the penalty of 5% cut in her pension for 5 years imposed against Smt. Rehana Khatoon, School Assistant (Retd.), Government Girls High School, Nirmal, Adilabad District to that of 2% cut in her pension for 2 years, in the matter.

7. The Commissioner & Director of School Education, A.P., Hyderabad shall take further action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr. D.SAMBASIVA RAO
SECRETARY TO GOVERNMENT (SE)

To
Smt. Rehana Khatoon, School Asst. (Retd.), Govt. Girls High School, Nirmal, Adilabad District **through** the Commissioner & Director of School Education, A.P., Hyderabad.
The Commissioner & Director of School Education, A.P., Hyderabad (FAC).
Copy to the District Educational Officer, Adilabad District.
Copy to SF/SCs.

//forwarded by order///

SECTION OFFICER